

AGENDA

MONDAY, APRIL 13, 1992

The Administrative Rules Review Committee will hold a special meeting Monday, April 13, 1992, 7:30 a.m. in Committee Room 22. This meeting will be in lieu of the regular, statutory date. The following rules will be reviewed:

		Bulletin	Page
7:30	HUMAN SERVICES DEPARTMENT[441]		
	State community mental health and mental retardation services fund and special needs grants, 32.1, 32.3,		
	<u>Filed</u> ARC 2819A	3/4/92	1567
	Application for assistance, eligibility, payment, conditions of eligibility, application and investigation,		
	Medicaid waiver services, 50.5, 51.4(1), 51.6, 51.7, 51.9(2), 52.1(1), 52.1(2), 52.1(3)"a"(2), 75.2,		
	75.5(3)"c"(8), 75.5(3)"d," 75.16(2)"d"(3), 75.20(5), 76.1, 76.2(3), 76.5(1)"d," 83.43(1), <u>Filed</u> ARC 2831A	3/4/92	1569
	Emergency assistance program, 58.3(1), 58.3(4), <u>Notice</u> ARC 2869A	3/18/92	1637
	Medicaid eligibility — transfers of resources, 75.15(2), <u>Notice</u> ARC 2870A	3/18/92	1638
	Medicaid eligibility — increase in statewide average cost to a private pay person for nursing care in Iowa,		
	75.15(2), <u>Notice</u> ARC 2871A	3/18/92	1639
	Medicaid eligibility, medically needy, 75.21(1), 75.21(5), 75.21(8)"c," 75.21(9), 75.21(11) to 75.21(13),		
	86.14(2)"a," <u>Notice</u> ARC 2872A	3/18/92	1639
	Amount, duration and scope of medical and remedial services, other policies relating to providers of medical		
	and remedial care, 78.1(1)"a," 78.1(2), 78.1(2)"b" and "d," 78.1(3), 78.1(5), 78.1(9), 78.1(9)"d," 78.1(13)"c,"		
	78.1(19), 78.2(1), 78.2(1)"b," 78.3, 78.3(18), 78.10(1)"c," 78.10(2)"a"(1) and (5), 78.10(2)"b," 78.10(3),		
	78.10(3)"c"(1) and (2), 78.10(4)"b," 78.15, 78.28(5)"b" and "c," 78.28(6)"b," 79.1(5)"n" and "q,"		
	<u>Notice</u> ARC 2873A	3/18/92	1641
	Medicaid coverage of enteral products and authorization for parenteral products, 78.10(3)"b," 78.10(3)"c"(2)		
	and (3), 78.28(1)"c" and "d," <u>Filed</u> ARC 2832A	3/4/92	1571
	Other policies relating to providers of medical and remedial care, nursing facilities, 79.12(2), 81.1, 81.13(5) to		
	81.13(16), 81.13(18), 81.13(19), 81.16(3)"b," <u>Filed</u> ARC 2830A	3/4/92	1572
	Intermediate care facilities for the mentally retarded, 82.5(3), 82.5(14) to 82.5(16), 82.19, <u>Notice</u> ARC 2827A	3/4/92	1541
	Income guidelines — services funded with social services block grant funds, 130.3(1)"d"(2),		
	<u>Filed</u> ARC 2836A	3/4/92	1579
	In-home health related care, 177.11(6), <u>Notice</u> ARC 2874A	3/18/92	1644
	Foster care services, 202.11(1), 202.11(2), <u>Filed</u> ARC 2837A	3/4/92	1580
	Model waiver service providers — camps accredited, 77.30(5)"e," 79.1(2), <u>Notice</u> ARC 2897A	4/1/92	1698
	Procedure and method of payment — screening services, 80.2(2)"f," <u>Filed</u> ARC 2931A	4/1/92	1742
	Abbreviated case plan, 130.7, 130.7(3)"a" and "b," <u>Filed</u> ARC 2908A	4/1/92	1742
	Child day care grants programs, ch 168, <u>Notice</u> ARC 2909A, also <u>Filed</u> Emergency ARC 2910A	4/1/92	1733
7:50	PETROLEUM UNDERGROUND STORAGE TANK FUND BOARD, IOWA COMPREHENSIVE[591]		
	Reimbursement for tank system upgrades and replacements, 11.4(1), 11.4(5)"c"(1), 11.4(5)"c"(2)"2,"		
	<u>Notice</u> ARC 2867A	3/18/92	1646
8:00	LABOR SERVICES DIVISION[347]		
	EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"		
	Occupational exposure to bloodborne pathogens, 10.20, <u>Filed</u> Emergency After Notice ARC 2821A	3/4/92	1562
	Occupational exposure to asbestos, 26.1, <u>Filed</u> Emergency After Notice ARC 2822A	3/4/92	1562
	General industry safety and health rules, 10.20, <u>Notice</u> ARC 2932A	4/1/92	1700
	Construction safety and health rules, 26.1, <u>Notice</u> ARC 2933A	4/1/92	1701
8:10	ENVIRONMENTAL PROTECTION COMMISSION[567]		
	NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
	Water quality standards, 61.2(5), 61.3(5)"e," <u>Filed</u> ARC 2880A	3/18/92	1663
	Solid waste comprehensive plans — submittal schedule, soil borings at sanitary landfill site,		
	101.5, 101.5(5)"b"(7)"3," 101.5(7), 110.3(1)"d," <u>Notice</u> ARC 2877A	3/18/92	1636
	Registration of groundwater professionals, ch 134, <u>Filed</u> ARC 2879A	3/18/92	1663
	(EPC Agenda continued on next page)		

ENVIRONMENTAL PROTECTION COMMISSION[567] - CONTINUED

Technical standards and corrective action requirements for owners and operators of underground storage tanks, 135.2, 135.3(1)"e," 135.3(2)"a," 135.6(1) to 135.6(3), 135.7(2), 135.7(3)"a"(5), 135.7(5) to 135.7(10), 135.8 to 135.10, 135.9(3)"a," 135.10(3), 135.10(4), and coordinating amendments to 135.1, 135.3 to 135.7, 135.9, <u>Filed Emergency After Notice</u> ARC 2859A	3/18/92	1652
Financial responsibility for underground storage tanks, 136.2(4), 136.2(5), <u>Filed</u> ARC 2878A	3/18/92	1665
Water quality standards — Big Creek, Henry County, 61.3(5)"e," <u>Notice</u> ARC 2918A	4/1/92	1698

8:40

NATURAL RESOURCE COMMISSION[571]

NATURAL RESOURCES DEPARTMENT[561]"umbrella"		
Volunteer hunter education instructor certification, 15.8, <u>Notice</u> ARC 2843A	3/4/92	1547
Waterfowl and coot hunting seasons, 91.1 to 91.3, 91.4(2)"m," <u>Notice</u> ARC 2841A	3/4/92	1549
Nonresident deer hunting, 94.1, 94.2, 94.8, <u>Notice</u> ARC 2842A	3/4/92	1550
Pheasant, quail and gray (Hungarian) partridge hunting seasons, 96.1(1), 96.2, 96.3, <u>Notice</u> ARC 2848A	3/4/92	1551
Common snipe, Virginia rail and sora, woodcock and ruffed grouse hunting seasons, 97.1 to 97.4, <u>Notice</u> ARC 2847A	3/4/92	1551
Wild turkey fall hunting, 99.1, 99.3(1), 99.4, 99.5, <u>Notice</u> ARC 2846A	3/4/92	1552
Deer hunting regulations, 106.1, 106.2, 106.5(1), 106.5(2)"i," 106.5(3), 106.6(1) to 106.6(3), 106.7(1), 106.8(2), 106.8(3), 106.10, <u>Notice</u> ARC 2845A	3/4/92	1553
Rabbit and squirrel hunting, 107.1 to 107.3, <u>Notice</u> ARC 2844A	3/4/92	1555
Mink, muskrat, raccoon, badger, opossum, weasel, striped skunk, fox (red and gray), beaver, coyote, otter and spotted skunk seasons, 108.1, 108.1(2), 108.2 to 108.5, <u>Notice</u> ARC 2840A	3/4/92	1555
Boating speed and distance zoning — Harpers Slough, 40.27(1), <u>Notice</u> ARC 2917A	4/1/92	1701
State parks and recreation areas — Backbone and Wilson Island cabin rental, 61.2, 61.3(5)"a," 61.4(1)"a," 61.4(2)"a," "f," "h" to "j," "n" to "p," 61.4(3), 61.5(8)"a" and "d," <u>Notice</u> ARC 2915A	4/1/92	1702
State parks and recreation areas — control of pets and equine animals, 61.5(7)"d," 61.6(4), <u>Filed</u> ARC 2916A	4/1/92	1745

9:00

NURSING BOARD[655]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"		
Continuing education, 5.1, 5.2(2)"f" and "g," 5.3(2)"d"(8) and (9), <u>Notice</u> ARC 2856A, also <u>Filed Emergency</u> ARC 2855A	3/18/92	1660
Advanced registered nurse practitioners, 7.1, <u>Notice</u> ARC 2853A, also <u>Filed Emergency</u> ARC 2854A	3/18/92	1661
Nursing education — qualifications for heads of programs and faculty, elimination of consultant requirement, 2.3(2)"d"(1), 2.3(2)"d"(2), 2.3(2)"g," 2.3(2)"g"(1) and (2), 2.6(1), 2.6(2)"c," 2.6(2)"d"(1), <u>Notice</u> ARC 2891A	4/1/92	1703

9:15

PUBLIC HEALTH DEPARTMENT[641]

Emergency medical board, ch 84 title, 84.1 to 84.8, <u>Notice</u> ARC 2868A	3/18/92	1648
Lead exposure, 1.2(1)"e," 3.5, 3.5(1)"a," <u>Notice</u> ARC 2922A	4/1/92	1719
Financial assistance to eligible HIV infected patients, 11.1 to 11.4, 11.6, 11.7(5) to 11.7(7), 11.9(6) to 11.9(8), 11.10(3), 11.10(11), 11.12 Appendix 1, <u>Filed Emergency</u> ARC 2893A	4/1/92	1736
Emergency care providers exposed to contagious or infectious diseases, 11.45 to 11.53, <u>Filed</u> ARC 2925A ...	4/1/92	1749
Radiation equipment — users, 38.13(5), 38.13(6)"c," 42.1, <u>Notice</u> ARC 2923A	4/1/92	1720
Nuclear medicine technologist, 42.2, <u>Notice</u> ARC 2924A	4/1/92	1724
Radiation therapist, 42.3, <u>Notice</u> ARC 2920A	4/1/92	1726
Radon testing and analysis, 43.3(3)"b"(1), <u>Notice</u> ARC 2921A	4/1/92	1728
Emergency information system on pesticides for use by health care providers during medical emergencies, ch 71, <u>Filed Emergency After Notice</u> ARC 2894A	4/1/92	1739
WIC program — health services application form, 73.6, 73.10(2), <u>Filed</u> ARC 2927A	4/1/92	1752
WIC program — schedule of violations, 73.7(4)"e"(4) and (8), 73.18(1), 73.18(2)"a"(1), 73.18(2)"b" "2," <u>Filed</u> ARC 2928A	4/1/92	1753
Maternal and child health, 76.2, 76.6(4), 76.7, <u>Filed</u> ARC 2926A	4/1/92	1754
Financial assistance to eligible end-stage renal disease patients, ch 111 Appendix 1, <u>Filed Emergency</u> ARC 2892A	4/1/92	1740
Training and certification of and services performed by advanced emergency medical technicians and paramedics, ch 132 title, 132.1, 132.3(1)"e," 132.4(4)"b," 132.4(5)"h," 132.4(9)"c," 132.4(10), 132.5(5)"a," 132.5(11)"h," 132.9(6)"b"(1), 132.15, <u>Filed</u> ARC 2929A	4/1/92	1755
Criteria for awards or grants, ch 176, <u>Filed</u> ARC 2930A	4/1/92	1757

9:40

LOTTERY DIVISION[705]

REVENUE AND FINANCE DEPARTMENT[701]"umbrella"		
Powerball lottery game, ch 15, <u>Filed</u> ARC 2825A	3/4/92	1583

9:50

ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]

Work force investment program, 18.3(1) to 18.3(4), 18.3(5)"c" and "d," 18.3(6), 18.5, 18.6(3), 18.8,

<u>Notice</u> ARC 2861A	3/18/92	1625
Community development block grant nonentitlement program, 23.6(3), <u>Notice</u> ARC 2864A	3/18/92	1626
Emergency shelter grants program, 24.3, 24.7, <u>Filed</u> Emergency ARC 2865A	3/18/92	1652
HOME investment partnership program, ch 25, <u>Notice</u> ARC 2866A	3/18/92	1627
Iowa targeted small business procurement program, 54.1 to 54.3, 54.5, 54.10, 54.12(3), 54.14, 54.15,		
<u>Notice</u> ARC 2863A	3/18/92	1634

NO AGENCY REPRESENTATIVE REQUESTED TO APPEAR FOR THE FOLLOWING:

ADMINISTRATIVE RULES REVIEW COMMITTEE

Rules of procedure — objections, 1.2(1), <u>Notice</u> ARC 2885A	3/18/92	1623
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AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Registration of Iowa-foaled horses and Iowa-whelped dogs, 62.10(2), 62.15(3)"b," 62.16(4), 62.20(2),		
62.25(3)"b," 62.26(4), 62.30(2), 62.35(3)"b," 62.36(4), 62.41(2), <u>Filed</u> ARC 2883A	3/18/92	1662
Dairy, standards for dairy products — federal regulations governing Grade A and Grade B milk inspections, 6		
8.11(1), 68.12 to 68.15, 68.26, 71.1, <u>Filed</u> ARC 2820A	3/4/92	1566
Standards for light butter, 71.6, <u>Notice</u> ARC 2884A	3/18/92	1623

COMMUNITY ACTION AGENCIES DIVISION[427]

HUMAN RIGHTS DEPARTMENT[421]"umbrella"

Emergency community services homeless grant program, 23.3(1), 23.3(2) to 23.3(4), 23.5(5)"a" and "b,"		
23.7(1), <u>Filed</u> ARC 2890A	4/1/92	1741

CORRECTIONS DEPARTMENT[201]

Jail facilities, 50.1, 50.8(3), 50.8(8), 50.8(10), 50.9(12), 50.11(1)"d" and "e," 50.11(3), 50.13(2)"c"(3),		
50.15(2), 50.15(6)"c," 50.15(8), 50.20, <u>Notice</u> ARC 2882A	3/18/92	1624
OWI programs, 47.1 to 47.4, <u>Notice</u> ARC 2934A	4/1/92	1695

CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION[428]

HUMAN RIGHTS DEPARTMENT[421]"umbrella"

Juvenile justice advisory council, ch 3, <u>Filed</u> ARC 2818A	3/4/92	1567
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EDUCATION DEPARTMENT[281]

Pupil transportation, 43.21, 43.22, 43.24, <u>Notice</u> ARC 2851A	3/4/92	1537
Community colleges — program and administrative sharing initiative, 21.64 to 21.71,		
<u>Filed</u> ARC 2914A	4/1/92	1741

ELDER AFFAIRS DEPARTMENT[321]

Older Americans Act — Title III-G funds for elder abuse, 1.7, 6.4(2)"x," 6.8"21," 6.10(1), 7.7,		
<u>Notice</u> ARC 2887A	4/1/92	1697

EMPLOYMENT SERVICES DEPARTMENT[341]

Administration, amendments to ch 1, <u>Notice</u> ARC 2838A	3/4/92	1538
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INSPECTIONS AND APPEALS DEPARTMENT[481]

Food and food service establishment inspections — temperature of seafood, requirements for toilets, lavatories,		
mobile food units and pushcarts, 31.4, 31.9, 32.3(4), 32.3(6), 32.4, <u>Notice</u> ARC 2858A	3/18/92	1645
Consent for the sale of goods and services, ch 7, <u>Notice</u> ARC 2900A	4/1/92	1699
Psychiatric services, domestic abuse, child and dependent adult abuse, 51.33, 51.37, 51.38,		
<u>Filed</u> ARC 2899A	4/1/92	1743
Care facilities, 57.5(5), 57.14(7), 57.39(4), 58.4(6), 58.13(7), 58.43(9), 59.4(6), 59.9, 59.15(7), 59.48(9),		
60.3(2)"f," 60.11(3)"e," 61.3(1)"e," 61.11(3)"c," 62.5(6), 62.17(2)"j," 62.23(23), 62.23(24), 63.4(5), 63.37(4),		
64.4(5), 64.33, 65.5(4), 65.19(4), 65.25(3), 65.25(4), 65.29, <u>Filed</u> ARC 2898A	4/1/92	1743

NO AGENCY REPRESENTATIVE REQUEST TO APPEAR (CONTINUED)

INSURANCE DIVISION[191]

COMMERCE DEPARTMENT[181]"umbrella"

Regulation of securities offerings and those who engage in the securities business, 50.15, 50.36, 50.47, 50.48, 50.50, 50.54, <u>Filed</u> ARC 2876A	3/18/92	1665
Brokerage services by national and state banks, credit unions, savings banks and savings and loan institutions; broker-dealers having contracts with national and state banks, credit unions, savings banks and savings institutions, 50.81 to 50.84, <u>Filed</u> ARC 2850A	3/4/92	1581
Filing requirements for agricultural cooperative associations, 50.85, <u>Filed</u> ARC 2875A	3/18/92	1668
Medicare supplement insurance — protection and advocacy through community training(PACT), 37.18(1)"f," <u>Notice</u> ARC 2902A	4/1/92	1700

JOB SERVICE DIVISION[345]

EMPLOYMENT SERVICES DEPARTMENT[341]"umbrella"

Administration, amendments to ch 1, <u>Notice</u> ARC 2839A	3/4/92	1544
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LAW ENFORCEMENT ACADEMY[501]

Jailer training, 9.1(2), <u>Filed</u> ARC 2862A	3/18/92	1669
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PERSONNEL DEPARTMENT[581]

Conduct of employees — selling of goods or services, 18.2, <u>Filed</u> ARC 2896A	4/1/92	1746
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PHARMACY EXAMINERS BOARD[657]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Label information, patient counseling, 8.3(1)"d," 8.16(3) <u>Filed</u> ARC 2901A	4/1/92	1747
Pharmacist employment, 8.5(2), <u>Notice</u> ARC 2905A	4/1/92	1705
Controlled substances — registration, 10.3, 10.3(2), 10.3(8), 10.3(9), <u>Notice</u> ARC 2906A	4/1/92	1705
Controlled substances — sample distribution, 10.15, <u>Filed</u> ARC 2903A	4/1/92	1747
Nonresident pharmacy licenses, ch 19, <u>Filed</u> ARC 2904A	4/1/92	1748
Agency procedure for rule making, ch 28, <u>Notice</u> ARC 2907A	4/1/92	1706

PREVENTION OF DISABILITIES POLICY COUNCIL[597]

Organization and operations, 2.3(1), <u>Filed Without Notice</u> ARC 2860A	3/18/92	1670
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PROFESSIONAL LICENSURE DIVISION[645]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Board of dietetic examiners, 80.3(4), 80.3(5), 80.4(1)"c," 80.4(2), 80.4(3), 80.5(5), 80.100(7), 80.100(8), <u>Notice</u> ARC 2828A	3/4/92	1556
Funeral directors, board of mortuary science, 100.5(2), 100.5(4), 100.5(7), 101.98(11), <u>Notice</u> ARC 2835A	3/4/92	1557
Hearing aid dealers examiners, uniform rules, 120.1, 120.1(3), 120.5(4), 120.7 to 120.13, 120.200, 120.204, 120.212, chs 121 to 123, <u>Notice</u> ARC 2833A	3/4/92	1557
Licensure of nursing home administrators, 141.5(1), <u>Filed</u> ARC 2829A	3/4/92	1587
Cosmetology, chs 60 to 68, <u>Notice</u> ARC 2911A	4/1/92	1706
Podiatry residency, 220.1(2)"d" to "e," 220.1(4), 220.4(3) and (4), <u>Filed</u> ARC 2919A	4/1/92	1749

RACING AND GAMING COMMISSION[491]

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"

Gaming, riverboat operation — embarkation and disembarkation periods, 4.27(2), 4.27(3)"a," 25.13(1), 25.13(2), <u>Filed</u> ARC 2824A	3/4/92	1587
Occupational licenses, labor organization registration, 22.10(5), 22.33, <u>Filed</u> ARC 2823A	3/4/92	1588

REVENUE AND FINANCE DEPARTMENT[701]

Withholding, 46.1(2), <u>Notice</u> ARC 2834A, also <u>Filed Emergency</u> ARC 2849A	3/4/92	1562
Taxable and exempt sales — computer equipment, 18.34(1), 18.34(2)"c" and "j," 18.45(1), <u>Filed</u> ARC 2913A	4/1/92	1758
Real estate transfer tax and declarations of value, 79.2(7), <u>Filed</u> ARC 2912A	4/1/92	1758

SECRETARY OF STATE[721]

Proposed constitutional amendment, 21.1(4), <u>Notice</u> ARC 2852A	3/18/92	1649
Alternative voting systems, 22.53, 22.53(1)"g" and "h," 22.53(2)"a," "b," "d," "e," "g," and "h," 22.53(5)"b" and "d," 22.53(8), <u>Notice</u> ARC 2886A	4/1/92	1729

NO AGENCY REPRESENTATIVE REQUESTED TO APPEAR (CONTINUED)

SUBSTANCE ABUSE COMMISSION[643]

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Consent for the sale of goods and services, ch 7, Filed ARC 2857A 3/18/92 1670

TRANSPORTATION DEPARTMENT[761]

Consent for the sale of goods and services, ch 26, Notice ARC 2889A 4/1/92 1731

Utility accommodation, ch 115, Filed ARC 2895A 4/1/92 1759

UTILITIES DIVISION[199]

COMMERCE DEPARTMENT[181]"umbrella"

Filing requirements, 7.2(6), 7.2(12), 7.4(6)"e"(1), 7.4(6)"e"(2), 7.4(6)"e"(23), 7.4(6)"f," 7.4(11), 7.7(9),
Notice ARC 2881A 3/18/92 1650